

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
ST. JOSEPH DIVISION**

HASSANIN ALY,

Plaintiff,

v.

HANZADA FOR IMPORT & EXPORT
COMPANY, LTD.,

Defendant.

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No. 12-06069-CV-SJ-DGK

ORDER

This matter is before the Court on a discovery dispute. Pursuant to Local Rule 37.1, on July 21, 2015, at 10:00 a.m., the Court held a telephone hearing during which it heard argument from Plaintiff's counsel Richard Gilloon and Nicholas Sullivan, and Defendant's counsel Brent Nicholls. Having considered the parties' pre-hearing memoranda (Docs. 69, 71) and the arguments made during the hearing, the Court rules as follows.

If a party fails to obey a discovery order, then the court may render a default judgment against that party. Fed. R. Civ. P. 37(b)(2)(A)(vi); *Chrysler Corp. v. Carey*, 186 F.3d 1016, 1019 (8th Cir. 1999) (setting out the conditions for default judgment as a discovery sanction); *see also* Order Granting in Part Motion for Sanctions, *KC Ravens, LLC v. Micah Energy Corp.*, No. 4:13-CV-870-DGK, Doc. 55 (W.D. Mo. Dec. 19, 2014). The deadline for Defendant to completely respond to all discovery is August 17, 2015 (Doc. 65). As the Court warned during the hearing, if Defendant does not observe that deadline—meaning if it fails to respond completely to all outstanding discovery requests by that date—then the Court will strongly consider, to the extent permitted by *Chrysler*, a Rule 37(b)(2) motion from Plaintiff.

IT IS SO ORDERED.

Dated: July 21, 2015

/s/ Greg Kays
GREG KAYS, CHIEF JUDGE
UNITED STATES DISTRICT COURT